IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO.2260 OF 2005

Arun Namdeo Ghanwat ...Petitioner
vs.
Mrs.Sunita Arun Ghanwat & Anr. ...Respondents

Mr.K.S.Patil for the Petitioner
Ms M.M.Deshmukh, A.P.P. for State

CORAM: A.S.OKA,J.
DATE : OCTOBER 24,2005

P.C.:

1. Heard Shri Patil for the Petitioner. The challenge is to the order of monthly maintenance passed by the learned Magistrate directing the Petitioner to pay a sum of Rs.1500/- each to the Respondent Nos.1 and 2 by way of maintenance. The said order has been confirmed in a Revision by the Sessions Court.

2. Shri Patil for the Petitioner submitted that the order proceeds on the footing that the Petitioner is in the employment of M/s.Cipla Ltd. and his salary is Rs.14,000/- per month. Shri Patil submitted that the Petitioner is no more in the employment and he is getting pension of Rs.4000/- p.m.

3. A letter dated 6th June 2005 sent by the employer of the Petitioner shows that it is the Petitioner who voluntarily submitted resignation from the employment. If this is so, earning capacity of the Petitioner is not reduced.The age of the Petitioner is only 42 years. Hence, no case is made out for interference. Petition is rejected.

JUDGE